

U.S. Department of Labor

Office of the Solicitor
Suite 630 East
The Curtis Center
170 S. Independence Mall West
Philadelphia, PA 19106-3306



Reply to the Attention of: Sol # 0881336
Telephone: (215) 861- 5151

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(215) 861-5162

September 5, 2008

Ray H. Darling, Jr.
Executive Secretary
Occupational Safety and Health
Review Commission
1120 20th Street, N.W., 9th Floor
Washington, D.C. 20036-3457

Re: *Secretary v. CP & O LLC, and its successors*
OSHRC Docket No. ; Inspection No. 309730331

Dear Mr. Darling:

Enclosed is Complainant's Notice of Withdrawal of Citation and Notification of Penalty in the above-referenced case.

Very truly yours,

Catherine Oliver Murphy
Regional Solicitor

BY: Mary F. Doughty
Mary F. Doughty
Paralegal Specialist

Enclosures

cc: Christopher R. Hendrick, Esquire
George Brown, Chief Executive Officer

SOL:MFD

UNITED STATES OF AMERICA

OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION

ELAINE L. CHAO, SECRETARY OF LABOR, :
UNITED STATES DEPARTMENT OF LABOR, :

OSHRC DOCKET

Complainant, :

NO.

v. :

Inspection No.

CP and O LLC, and its successors, :

309730331

Respondent.

NOTICE OF WITHDRAWAL OF CITATION AND NOTIFICATION OF PENALTY

In accordance with 29 CFR §2200.102, the Complainant, Elaine L. Chao, Secretary of Labor, United States Department of Labor, by her attorneys, withdraws the Secretary's Citation and Notification of Penalty issued on July 31, 2008, and represents as follows:

1. In exercising her prosecutorial function, the Secretary has determined that she will not proceed with this action.
2. Pursuant to §2200.7(g) the employer is advised of his obligation to post this notice of withdrawal.

Catherine Oliver Murphy
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215-861-5151

Gregory F. Jacob
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Catherine Oliver Murphy
Regional Solicitor


Myra A. Butkovitz
Regional Counsel

U.S. DEPARTMENT OF LABOR

Dated: 9/5/08

Attorneys for Complainant.

UNITED STATES OF AMERICA
OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION

ELAINE L. CHAO, SECRETARY OF LABOR,	:	
UNITED STATES DEPARTMENT OF LABOR,	:	OSHRC DOCKET
	:	
Complainant,	:	NO.
	:	
v.	:	Inspection No.
	:	
CP and O LLC, and its successors,	:	309730331
	:	
Respondent.	:	

ORDER

Upon review of Complainant's Notice of Withdrawal of Citation and Notification of Penalty, it is ORDERED that the Complainant's Notice is approved and the Citation is withdrawn.

Dated:

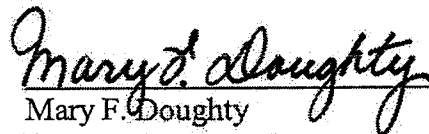
Judge, OSHRC

CERTIFICATE OF SERVICE

I hereby certify that a copy of Complainant's Notice of Withdrawal of Citation and Notification of Penalty was served via First Class mail, postage prepaid on this 5th day of September 2008, on the following:

Christopher R. Hedrick, Esquire
Mason, Mason, Walker & Hedrick, P.C.
11848 Rock Landing Drive, Suite 201
Newport News, VA 23606

George Brown, Chief Executive Officer
CP and O LLC
4200 Colley Avenue, Suite B
Norfolk, VA 23508



Mary F. Doughty
Paralegal Specialist